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Customer Number

Patent  
Case No.: 58562US005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor: **WIGHTMAN, PAUL D.**

Application No.: **10/821335** Confirmation No.: **9992**

Filed: **April 9, 2004** Group Art Unit: **1625**

Title: **DELIVERY OF IMMUNE RESPONSE MODIFIER COMPOUNDS**

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**FILING OF AMENDED BRIEF**

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]**

I hereby certify that this correspondence is being:

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October 5, 2009

/Joyce M. Courtney/

Date

Signed by: Joyce M. Courtney

Dear Sir:

The following remarks are submitted in response to the Communication from the Examiner dated September 3, 2009. The Communication indicates that the Appeal Brief filed on July 27, 2009 is defective because it does not identify the appealed claims (37 CFR 41.37(1)(iii)).

Attached is an Amended Brief in which a statement of the status of the claims includes the appealed claims. It is respectfully submitted that the Amended Brief overcomes the Examiner's objection.

The fee for filing an appeal brief was paid on July 27, 2009, therefore, it is believed that no additional fee is due. In the event an additional fee is due, please charge Deposit Account No. 13-3723.

Respectfully submitted,

October 5, 2009

Date

By: /Ted K. Ringsred/

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